

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

GAREY E. SEGER and TWILA)	
SEGER, Husband and Wife,)	
))	
Plaintiffs,))	8:08CV75
))	
v.))	
))	
ERNEST-SPENCER METALS, INC.,) ORDER OF DISMISSAL	
TANK CONNECTION, LLC,) OF DEFENDANT ERNEST-SPENCER	
ROUNDTABLE ENGINEERING) METALS, INC.	
SOLUTIONS, LLC, KIRK WELDING)	
SUPPLY, INC., and BURNS &)	
MCDONNELL ENGINEERING)	
COMPANY, INC.,)	
))	
Defendants,))	
))	
and))	
))	
LIBERTY MUTUAL INSURANCE,))	
))	
Intervenor.))	

Pursuant to a settlement agreement,

IT IS ORDERED that the plaintiffs' claims against defendant Ernest-Spencer Metals, Inc. are hereby dismissed, with prejudice.

DATED this 6th day of October, 2009.

BY THE COURT:

s/ Joseph F. Bataillon
Chief District Judge